

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

ROBYN BRODY,

Plaintiff,

- against -

FOX BROADCASTING COMPANY, LLC,

Defendant.

Case No. 1:22-cv-06249 (DLC)

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that upon the accompanying memorandum of law, the Declaration of Steven G. Mintz, Esq., the Declaration of Laura Cleveland, and the Declaration of Melissa Medalie, and all of the exhibits annexed thereto, and upon all prior pleadings and proceedings had herein, Defendant Fox Broadcasting Company, LLC, by its undersigned counsel, will move this Court at the United States Courthouse, 500 Pearl Street, New York, NY 10007, at a date and time to be set by the Court, for an Order pursuant to Fed. R. Civ. P. 12(b)(6), dismissing the Complaint of Plaintiff Robyn Brody in its entirety on the ground that the Complaint fails to state a cause of action and that Plaintiff's copyright claims are barred under the fair use doctrine pursuant to 17 U.S.C. § 107, and for such other and further relief as the Court may deem proper.

In accordance with Local Civil Rule 6.1(b) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, Plaintiff's opposing affidavits and answering memoranda shall be served within fourteen days after service of the moving papers, and any reply affidavits and memoranda of law shall be served within seven days after service of the answering papers.

Dated: New York, New York  
September 15, 2022

**MINTZ & GOLD LLP**

/s/ Steven G. Mintz

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